IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

ARBITRATION PETITION NO.533 OF 2003

...

Shree Gopal Purohit
and another ...Petitioners

v/s.

The Motor & General
Finance Ltd. ...Respondent

...

Mr.S.K. Jain for the Petitioners.

Mr.Kedar Wagle i/b Mohan Tekavade for the Respondent.

...

**CORAM: D.K.DESHMUKH, J.**

**DATED:** 27TH JUNE,2005

**P.C.:**

. By consent of parties the award of the sole arbitrator impugned in the petition is set aside. By consent of parties, the dispute between the parties are referred back to the same arbitrator for being dealt with in accordance with law. This order is subject to the following conditions:

(i) Within a period of 10 weeks from today, with due intimation to the Respondent, the Petitioners shall deposit an amount of Rs.90,000/- in this Court and the Petitioners shall appear before the learned arbitrator on 5th September, 2005 and furnish to the learned arbitrator their addresses for service of notice.

(ii) In case the Petitioners do not deposit the amount within the aforesaid period, then this petition shall be treated as dismissed.

(iii) In case the Petitioners deposit the amount as directed above, the Prothonotary & Sr.Master shall

permit the Respondent to withdraw the amount on filing an undertaking to the court undertaking to this Court to redeposit the amount on such terms and conditions as may be directed by this court. The disposal of the amount to be deposited by the Petitioners shall be governed by the order/award that may be made by the learned arbitrator. Petition disposed of.

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